

## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

	Application No.	10/019,740
ADDRESS TO: <b>Mail Stop RCE</b>	Filing Date	May 8, 2002
<b>Commissioner for Patents</b>	First Named Inventor	Cauwenberghs
<b>P.O. Box 1450</b>	Group Art Unit	1641
<b>Alexandria, VA 22313-1450</b>	Examiner Name	Jung, Unsu
	Attorney Docket No.	INL-091
	Confirmation No.	7478

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

### NOTES

**RCE v. CPA:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

**FEE AND SUBMISSION REQUIRED:** A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability. If reply to an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114(c)).

**RCE APPLIES TO:** An application in which prosecution is closed (see 37 C.F.R. § 1.114(b)).

**RCE DOES NOT APPLY TO:** (1) A provisional application; (2) an application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design patent; or (5) a patent under reexamination (see 37 C.F.R. 1.114(e)).

### **1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114**

- a. ☐ Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_.
- b. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- c. ☒ Amendment and Response After Final enclosed (21 pgs.)
- d. ☒ Affidavit(s)/Declaration(s) enclosed (30 pgs.)
- e. ☐ Information Disclosure Statement (IDS) enclosed.
  - i. ☐ PTO-1449
  - ii. ☐ Copies of IDS Citations
- f. ☐ Other \_\_\_\_\_

### **2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114**

- a. ☐ Applicant claims Small Entity Status.
- b. ☒ A Petition for a Three Month Extension of Time under 37 C.F.R. 1.136(a) is enclosed.
- c. ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.
- d. ☒ Applicants have charged the \$810.00 RCE fee under 37 C.F.R. 1.17(e) and the \$1050.00 extension fee under 37 C.F.R. 1.17(a)(3) to Deposit Account No. 50-1721 at the time of filing this paper on EFS-Web.
- e. ☒ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 50-1721.

<b>3. <u>OTHER ENCLOSURES</u></b> a. <input type="checkbox"/> Return Receipt Postcard b. <input type="checkbox"/> Fee Transmittal	
CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
Direct all correspondence to: Patent Administrator K&L Gates LLP State Street Financial Center One Lincoln Street Boston, MA 02111-2950 Tel. No.: (617) 261-3100 Fax No.: (617) 261-3175	Respectfully submitted,  Date: August 20, 2008 / <u>Crystal A. Komm</u> / Limited Recognition No.: L0363 Crystal A. Komm Tel. No.: (617) 261-3237 Attorney for the Applicants Fax No.: (617) 261-3175 K&L Gates LLP State Street Financial Center One Lincoln Street Boston, MA 02111-2950